

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2003-327-C

IN RE:)
Continued Availability of Unbundled High)
Capacity Loops at Certain Locations and)
Unbundled High Capacity Transport on Certain)
Routes Pursuant to the Federal Communication)
Commission's Triennial Review Order)

**MCI'S SUPPLEMENTAL RESPONSES TO BELL SOUTH'S FIRST SET OF
INTERROGATORIES AND
FIRST REQUESTS FOR PRODUCTION OF DOCUMENTS**

MCImetro Transmission Services, LLC,¹ MCI WorldCom Communications, Inc. and MCI WorldCom Network Services, Inc., (collectively "MCI"), pursuant to the Rules of the South Carolina Public Service Commission ("SCPSC") and Rule 26 of the South Carolina Rules of Civil Procedure, as well as the Procedural Order of October 22, 2003, as revised, hereby respond to BellSouth Telecommunications, Inc.'s (hereinafter "BellSouth") First Set of Interrogatories and First Requests for Production of Documents to MCI, served on November 19, 2003. These and any supplemental responses made to BellSouth's First Set of Interrogatories and First Requests for Production of Documents to MCI are and will be made subject to the Objections previously served by MCI, the objections contained herein and any subsequent-stated objections of MCI, the protective agreement previously executed between the parties, and any protective order as may be issued by the Commission in this docket

¹ BellSouth also served these same discovery requests on "MCImetro Access Transmission Services, Inc." That is the former name of MCImetro Access Transmission Services, LLC.

General Objections

MCI hereby restates and incorporates herein by reference its General Objections to BellSouth's First Set of Interrogatories, including the applicable definitions and general instructions therein ("BellSouth discovery"), which were served by MCI on December 17, 2003, and, as appropriate, are specifically identified and incorporated into the relevant responses below.

RESPONSES TO INTERROGATORIES

INTERROGATORY 1. Affirm or deny that you have self-provided high capacity transport facilities that you own (i.e., any DS3 or greater facilities, including dark fiber) that provide transport along a route between a pair of ILEC central offices or wire centers in each/any of the nine Southeastern states for use in your own operations. The facilities must terminate to an active physical or virtual collocation (includes all types of collocation, not just those qualifying under section 2 51 (c)(6) at each end of the transport route) associated with each central office of the pair and be operationally ready to provide transport into or out of each office of the pair. Answer this question in the affirmative if you are self-providing such facilities. For purposes of this question, you "own" transport facilities if (i) you have legal title to the facility; or (ii) if you have obtained dark fiber under a long term (10 or more years) IRU and have attached your own optronics to light the facility. Facilities obtained through any other means, including but not limited to special access, unbundled network elements or other services or facilities obtained from third parties, should not be included in this response.

Sample Form for Response to Question 1									
	AL	FL	GA	KY	LA	MS	NC	SC	TN
Affirm									
Deny									

MCI RESPONSE: MCI restates, adopts and incorporates its General Objections 4, 5, 7, 8, 9, 13, 16, and 19, as if set forth herein verbatim. Subject to, and without waiving these objections, MCI states as follows: See amended Confidential Attachment C.

Response provided by: Objections provided by Counsel. Substantive response provided by Greg Darnell, MCI, 6 Concourse Parkway, Suite 600, Atlanta, Georgia 30328.

INTERROGATORY 8. Affirm or deny that you have self-provided high capacity loop or dark fiber facilities that you own (i.e., any DS3 or greater facilities that provide connections between a switch, wire center, collocation, point of interconnection, etc., and a customer's premises) to one or more customer locations in each/any of the nine Southeastern states for use in your own operations in providing retail service to your customers. Answer this question in the affirmative if you are self-providing such facilities. For purposes of this question, you "own" a facility (i) if you have legal title to the facility, or (ii) if it you have obtained dark fiber under a long term (10 or more years) IRU and have attached your own optronics to light the facility and are serving customers using the facility. Facilities obtained through any other means, including but not limited to, special access, unbundled network elements or other services or facilities obtained from third parties, should not be included in this response.

Sample Response Form - Question 8: Self-provided facilities for providing retail service									
	AL	FL	GA	KY	LA	MS	NC	SC	TN
Affirm									
Deny									

MCI RESPONSE: MCI restates, adopts and incorporates its General Objections 4, 5, 7, 8, 9, 13, 16, and 19, as if set forth herein verbatim. Subject to, and without waiving these objections, MCI states as follows: In addition to its previous response, and subject to, and without waiving its objections as previously made, MCI states that it does not provide dark fiber service.

Response provided by: Objections provided by Counsel. Substantive response provided by Greg Darnell, MCI, 6 Concourse Parkway, Suite 600, Atlanta, Georgia 30328.

INTERROGATORY 12. For each state in Questions 8 and 10 that you answered in the affirmative (that you have self-provided or obtained from a third party other than the ILEC or a CLEC that is a party to this proceeding high capacity loops or dark fiber for use in your own operations in providing retail service to your customers) provide a list of the customer locations to which you have deployed such loops, (in electronic format using the attached spreadsheets)¹ identifying:

- a. The RSAG valid address of each customer location.
- b. The CLLI code of the CLEC switch, wire center, collocation, point of interconnection, etc., from which the loop is extended to the customer location. (Provide the full 11-character CLLI).
- c. Indicate whether the facility is wholly owned by you (yes, No); if no, provide the name of the vendor from whom you have purchased all or a portion of the facilities.

¹ Spreadsheet sent via electronic mail; hard copies provided via U.S. Mail.

- d. Indicate whether the facilities is provided over dark fiber you have obtained from BellSouth on an IRU basis (Yes, No).
- e. Indicate whether or not you have the unrestricted ability to serve all customers at that location if it is a multi-tenant location. (Yes, No, NA). This includes access to all units in the building, access to all buildings in a campus environment and equivalent access to the same minimum point of entry (MPOE), common space, house and riser and other intrabuilding wire as the ILEC. If no, explain in detail any restrictions on your ability to serve customers and explain any and all actions you have taken to address such restrictions.
- f. The capacity deployed and capacity activated to the specific location as of September 30, 2003.

MCI RESPONSE: MCI restates, adopts and incorporates its General Objections 4, 5, 7, 8, 9, 10, 11, 13, 16, and 19, as if set forth herein verbatim. Subject to, and without waiving these objections, MCI states as follows: In addition to its previous response, and subject to, and without waiving its objections as previously made, MCI states that it does not provide dark fiber service, and MCI attaches an updated list of customer locations as Confidential Attachment B.

Response provided by: Objections provided by Counsel. Substantive response provided by Greg Darnell, MCI, 6 Concourse Parkway, Suite 600, Atlanta, Georgia 30328.

By: _____

February _____, 2004.

Darra W. Cothran
Woodward, Cothran & Herndon
Post Office Box 12399
Columbia, S.C. 29211
Phone (803) 799-9772
Fax (803) 799-3256
dwcothran@wchlawn.com

Kennard B. Woods
MCI
Law and Public Policy
6 Concourse Parkway, Suite 600
Atlanta, GA 30328
Phone (770) 284-5497
Fax (770) 284-5488
ken.woods@mci.com

CERTIFICATE OF SERVICE

PERSONALLY APPEARED before me, Betty J. DeHart, who, being duly sworn, deposes and says that she is not a party to these proceedings and has no interest therein; that on the 12th day of February, 2004, she served by mail the MCI's Objections and Supplemental Responses to BellSouth's First Set of Interrogatories and First Requests for Production of Documents in the above entitled case upon all counsel of record by causing same to be deposited in an authorized United States Mail Box; that the envelopes containing said document were properly addressed, securely wrapped and sealed and bore the proper postage; and that said envelopes were addressed to the persons indicated below, and via electronic mail by sending copies of same via electronic mail to the email addresses indicated below.

F. David Butler, Esquire
david.butler@psc.state.sc.us
The Public Service Commission
State of South Carolina
Post Office Drawer 11649
Columbia, S.C. 29211

Patrick Turner, General Counsel
Patrick.turner@bellsouth.com
BellSouth Telecommunications
Post Office Box 752
Columbia, S.C. 29202

Robert E. Tyson, Jr., Esquire
rtyson@sowell.com
Sowell, Gray, Stepp & Laffitte, LLC
Post Office Box 11449
Columbia, S.C. 29211

Elliott Elam, Acting Consumer Advocate
elam@dca.state.sc.us
South Carolina Department of Consumer Affairs
Post Office Box 5757
Columbia, S.C. 29250-5757

John J. Pringle, Jr., Esquire
jpringle@ellislawhorne.com
Ellis, Lawhorne & Sims, P.A.
Post Office Box 2285
Columbia, S.C. 29202

Margaret M. Fox, Esquire
pfox@mcnair.net
John M. Bowen, Jr., Esquire
jbowen@mcnair.net
McNair Law Firm, P.A.
Post Office Box 11390
Columbia, S.C. 29211

Edward H. Phillips, Esquire
Edward.Phillips@mail.sprint.com
Sprint Communications Company, LP
Legal Department Mailstop NCWKFR0313
14111 Capital Boulevard
Wake Forest, N.C. 27587-5900

Rowland L. Curry, Principal
rcurry@austin.rr.com
Curry and Associates
1509 Mearns Meadow Boulevard
Austin, TX 78758

Robert Loube
Director, Economic Research
Rhoads and Sinon, LLC
10601 Cavalier Drive
Silver Spring, MD 20901

Betty J. DeHart

SWORN to before me this

_____ day of _____, 2004.

_____(L.S.)

Notary Public for South Carolina

My Commission Expires: _____